

Attorney Docket No.: 6460.200-US

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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JUL 21 2006

In re Application of: Balschmidt et al.

Confirmation No.: 9387

Application No.: 10/602,456

Group Art Unit: 1653

Filed: June 23, 2003

Examiner: Liu, Samuel W.

For: Use of Dimethyl Sulfone as Isotonicity Agent

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicants submit herewith a reference which they believe may be material to the patentability of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While the reference may be "material" under 37 C.F.R. 1.56, it is not intended to constitute an admission that the reference is "prior art" unless specifically designated as such.

The filing of this Information Disclosure Statement shall not be construed as a representation that no material references other than the one listed exist or that a search has been conducted.

The reference is listed in Form PTO-1449 which is in accordance with the requirements of M.P.E.P. 609. A copy of the reference is also enclosed.

The reference is as follows:

1. International Search Report dated October 22, 2003

07/24/2006 TL0111 00000024 141447 10602456  
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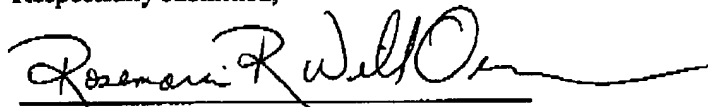
Attorney Docket No.: 6460.200-US  
Application No.: 10/602,456; Filed: June 23, 2003  
Inventors: Balschmidt et al.  
Via Facsimile No.: 571-273-8300

It is respectfully requested that this reference be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the undersigned if there are any questions concerning this paper or the attached reference.

This information disclosure statement is being filed after the period set forth in 37 C.F.R. 1.97(b), but before the mailing date of any of a final action, a notice of allowance, or an action that otherwise closes prosecution. Accompanying this information disclosure statement is the fee set forth in 37 C.F.R. § 1.17(p) (currently \$180.00). The Examiner is hereby authorized to charge Deposit Account No. 14-1447 in the amount of \$180.00. A duplicate of this charge directive is attached.

Respectfully submitted,

Date: July 21, 2006



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Use the following customer number for all correspondence regarding this application.

23650

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Sheet 1 of 1

FORM PTO-1449  
(Rev. 2-32)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

Atty. Docket No. 6460.200-US

Serial No. 10/602,456

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

Applicant Balschmidt et al.

Filing Date June 23, 2003

Group 1653

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL | DOCUMENT<br>NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|---------------------|--------------------|------|------|-------|----------|-------------------------------|
|                     |                    |      |      |       |          |                               |
|                     |                    |      |      |       |          |                               |
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|                     |                    |      |      |       |          |                               |
|                     |                    |      |      |       |          |                               |

## FOREIGN PATENT DOCUMENTS

|  | DOCUMENT<br>NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|--------------------|------|---------|-------|----------|-------------|----|
|  |                    |      |         |       |          | YES         | NO |
|  |                    |      |         |       |          |             |    |
|  |                    |      |         |       |          |             |    |
|  |                    |      |         |       |          |             |    |
|  |                    |      |         |       |          |             |    |
|  |                    |      |         |       |          |             |    |

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

|  |  |  |
|--|--|--|
|  |  | International Search Report dated October 22, 2003 |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.